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Examiner: Lyle Alexander

Group: 1743

Date: November 11, 2004

Client Code: 1159

Facsimile No.: 703-872-9306

From: James M. Smith, Esq.

Subject: Paper: Response After Final, Fee Transmittal and Terminal Disclaimer

Docket No.: 1159.1004-005

Applicants: Steven A. Bogen, *et al.*

Serial No.: 09/702,298

Filing Date: October 31, 2000

Number of pages including this cover sheet: 7Please confirm receipt of facsimile: Yes X No

Comments:

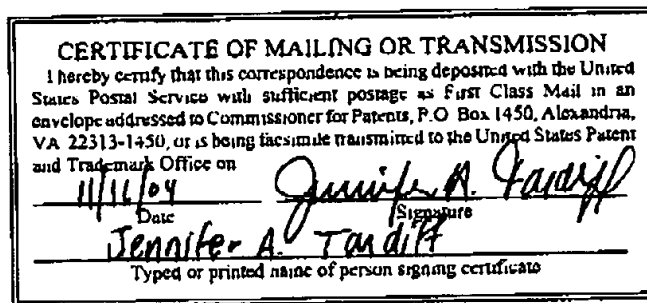
@PFDDesktop: ODMA/MHODMA/HBSK05.iManager;512452,1

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Steven A. Bogen and Herbert H. Loeffler
Application No.: 09/702,298 Group: 1743
Filed: October 31, 2000 Examiner: Lyle Alexander
Confirmation No.: 3668
For: AUTOMATED SLIDE STAINER WITH SLIDE HOUSING (AMENDED)

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Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Response After Final Rejection for filing in the above-identified application.

- [] Small entity status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a Small Entity Statement previously submitted.
- [] A Small Entity Statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.

The fee has been calculated as shown below:

(COL 1)		(COL 2)		(COL 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL	16	MINUS	* 20	0
INDEP	2	MINUS	** 3	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				

* not fewer than 20
** not fewer than 3

SMALL ENTITY	
RATE	ADDIT. FEE
X \$9	\$
X \$44	\$
+ \$150	\$

TOTAL = \$ 0

OTHER THAN SMALL ENTITY	
RATE	ADDIT. FEE
X \$18	\$
X \$88	\$
+ \$300	\$

TOTAL = \$ 0

09/702,298

-2-

Please charge Deposit Account No. 08-0380 for the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input checked="" type="checkbox"/>	Other Fees:		
	Terminal Disclaimer	\$	110
		\$	_____
		\$	_____
	TOTAL:	\$	110

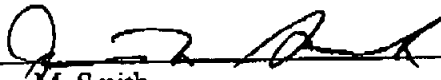
A check is enclosed in payment of the following fees:

<input type="checkbox"/>	Petition for [] month Extension of Time	\$	_____
<input type="checkbox"/>	Amendment Fee	\$	_____
<input type="checkbox"/>	Other Fees:		
		\$	_____
		\$	_____
	TOTAL:	\$	0

☒ A general authorization is hereby granted to charge Deposit Account No. 08-0380 for any fees required under 37 C.F.R. 1.16 and 1.17 in order to maintain pendency of this application.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By 
James M. Smith
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Dated: 11/11/04

@PFDesktop\ODMA\MHODMA\HBSR05\iManage;511387.1
JMS/jar
November 10, 2004

PATENT APPLICATION
Attorney's Docket No. 1159 1004-005
Expedited Procedure under 37 C.F.R. § 1.116
Examining Group 1743

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicants: Steven A. Bogen and Herbert H. Loeffler
Application No.: 09/702,298 Group: 1743
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For: AUTOMATED SLIDE STAINER WITH SLIDE HOUSING (AMENDED)

CERTIFICATE OF MAILING OR TRANSMISSION	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:	
<u>11/11/04</u> Date	<u>Jennifer A. Tardiff</u> Signature
<u>Jennifer A. Tardiff</u> Typed or printed name of person signing certificate	

RESPONSE AFTER FINAL REJECTION UNDER 37 C.F.R. § 1.116

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This Response After Final Rejection is being filed in response to the Final Office Action mailed from the U.S. Patent and Trademark Office on September 29, 2004 in the above-identified application.

Applicant thanks Examiner Alexander for a helpful telephone interview with the undersigned in which the following arguments were presented.